

April 10, 2019

April 10, 2019 MEETING PUBLIC MINUTES
PAGE 1

Minutes: April 10, 2019

The regular board meeting of the New Hampshire Board of Veterinary Medicine was held at the State House Annex, Room 201, 25 Capitol Street, Concord, NH.

Members present: President: Simon George, DVM; Vice President: Dr. Sonnya Dennis, DVM; John MacGregor, DVM; Judith Leclerc, DVM; Kirk Smith, DVM; Elaine Forst, Public Member

Stephen Crawford, DVM Ex Officio Member - absent.

Staff: Kim M. Lavoie, Administrative Secretary; JD Lavallee, Board Counsel

Public present: Becky Gallant, NH Veterinary Tech Association; Ed Carlson, NH Veterinary Tech Association, Madeline & Dan Kadle

PUBLIC SESSION

The public segment of the meeting was called to order at 9:34 a.m.

1. The March 2019 public minutes were reviewed. Dr. Dennis motioned to approve the public minutes with minor corrections. Dr. George seconded. So moved.
2. AAVSB, Call for Resolutions-reviewed, to be filed.
3. AAVSB, Responses from other boards to: A-Medical Marijuana, B-Falsifying renewal application, C-Background checks, D-Equine Dentistry, E-Euthanasia Technicians - reviewed, Dr. Dennis motioned to file as a resource. Dr. George seconded. So moved.
4. AAVSB-Are you aware?-USP 8000 on table for viewing
5. ICVA-Newsletter, – reviewed, to be filed.
6. **Michelle Golightly**, Question regarding cremated remains-The Board does not have an official position and/or rule on this. However, the Board urges a reasonable and documented effort to reunite the cremated remains with the owner..

7. **Mike Dutton**, DVM, Question about chronic refill of medications. Dr. MacGregor motioned to respond that the Board does not have an official position. It is up to the veterinarian to determine whether a valid veterinarian client patient relationship has been established in regards to the dispensing of medication. Dr. Dennis seconded. So moved.

8. Dr. George, President, asked public members in attendance if they would like to address the Board with any concerns/questions.

9. Mrs. Kadle brought up the AVMA rules for euthanasia. This was discussed at our last meeting which she did not attend, and there are no updates pending review by JLCAR etc. This will be open to discuss again at the tentative June 12, 2019 public comment meeting pending review by state. The state has not confirmed this date as of this time.

10. Mrs. Kadle questioned Right-To-Know 91A issues. Board Counsel, JD Lavallee has responded that he has no information on the year end summaries. She has spoken with the commissioner and wants an update with regard to Annual Summaries. The Board responded that we are actively working on this.

11. Mrs. Kadle asked if she was being discriminated against because the AG Office told her she could not verbally communicate with Kim any more. The Board responded that we recommend that all communication, regardless of the person, be done in writing to allow for a paper trail, clarification, and time to reply.

12. Mrs. Kadle asked why the Board did not have everything as easily available on the website as Vermont, Maine and Massachusetts. The Board replied that the State of New Hampshire does not provide the resources for us to do that. Those states have an entire staff, we have one administrative assistant that does it all.

13. Mr. Kadle asked about AVMA and new NH Rules with regard to AVMA's recent conference. He wanted to know if we were following that and planning to adopt those standards. The Board will not adopt any rules with open end. We would adopt a position statement or ruling of a specific date and time once the Board reviewed it. The Board reminded Mr. Kadle that the AVMA is a professional association and the State Board of Veterinary Medicine is established to protect the public. For this reason, the Board reviews all recommendations carefully to be certain that they are in compliance with the public interest.

14. Mr. Kadle asked if a veterinarian working under a temporary permit with an open complaint made against them, would have their permit or license be suspended or put on hold until the investigation is done. The Kadles stated that a veterinarian with a temporary permit, who is under investigation, received a license in February. The Board discussed the new licensing laws. Ms. Lavoie will look into the matter.

15. Mrs. Kadle asked if a complainant could initiate communication with the investigator of the case. Dr. MacGregor and Dr. George responded by stating that it is usually the investigator who will reach out first to the complainant. The line of communication starts with the investigator.

16. Mrs. Kadle stated that she had spoken with Commissioner Jasper about the gas chambers. She said the Commissioner assured her that they were not being used in NH. Mrs. Kadle would like to see the gas chambers "off the books" and would like to see action moving forward to do so.

17. Becky Gallant, NHVPA, wanted to know when the approved rules would be posted. Kim Lavoie, Administrative secretary stated when they were available she would contact her to inform her

All three members of the public left the public meeting at approximately 10:30 am.

Dr. **Rachel Easterly O'Sullivan** applied for a NH license. At approximately 1:30, Dr. MacGregor motioned to deny a NH license. Dr. George seconded. So moved.

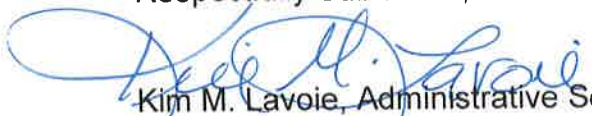
Dr. MacGregor motioned to adjourn. Dr. George seconded.

Upon the motion of Dr. George and second of Dr. Smith the Board, by roll call vote, resolved to conduct a non-public session for the purpose of discussing investigations of alleged licensee misconduct, noting that such a non-public session is authorized by RSA 91-A:3, II,(c)RSA 91-A:3,II(e), RSA 91A:5,IV, Lodge V Knowlton, 118 NH 547 (1978), and the board's executive and deliberative privileges. Each member recorded his or her vote on the motion, which passed by unanimous vote of all members present.

The non-public segment of the meeting was held.

Upon the motion of Dr. Dennis and the second of Dr. Smith, the Board, by roll call vote, resolved to withhold the minutes of preceding non-public sessions from public disclosure pursuant to RSA 91-A:3, III, on the grounds that public disclosure would be likely to affect adversely the reputation of a person other than a board member and to render the proposed action ineffective. Each member recorded his or her own vote on the motion, which passed by the unanimous vote of all members present.

Respectfully Submitted,



Kim M. Lavoie, Administrative Secretary
Authorized Representative of the
NH Board of Veterinary Medicine